

95TH CONGRESS  
2D SESSION

# H. R. 12929

[Report No. 95-1248]

Union Calendar No. 678

IN THE HOUSE OF REPRESENTATIVES

JUNE 1, 1978

Mr. FLOOD, from the Committee on Appropriations, reported the following bill; which was committed to the Committee of the Whole House on the State of the Union and ordered to be printed

## A BILL

Making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979, and for other purposes.

- 1 *Be it enacted by the Senate and House of Representa-*
- 2 *tives of the United States of America in Congress assembled,*
- 3 That the following sums are appropriated, out of any money
- 4 in the Treasury not otherwise appropriated, for the Depart-
- 5 ments of Labor, and Health, Education, and Welfare, and
- 6 related agencies for the fiscal year ending September 30,
- 7 1979, and for other purposes, namely:

P15-1122  
P18-XIX  
P28-SSA  
P34-1110  
P35-partial  
funding  
of grants  
required  
P39-abortion

## 1 TITLE I—DEPARTMENT OF LABOR

## 2 EMPLOYMENT AND TRAINING ADMINISTRATION

## 3 FEDERAL UNEMPLOYMENT BENEFITS AND ALLOWANCES

4 For payments during the current fiscal year of benefits  
5 and allowances to unemployed Federal employees and ex-  
6 servicemen, as authorized by title 5, chapter 85 of the United  
7 States Code, of trade adjustment benefit payments and al-  
8 lowances, as provided by law (19 U.S.C. 1941-1944 and  
9 1952; part I, subchapter B, chapter 2, title II of the Trade  
10 Act of 1974), and for reimbursement to States for unem-  
11 ployment benefits paid on the basis of public service em-  
12 ployment as authorized by title II of the Emergency Jobs  
13 and Unemployment Assistance Act of 1974, as amended,  
14 and for reimbursements as authorized by Section 121 of  
15 P.L. 94-566, \$950,000,000, together with such amounts  
16 as may be necessary to be charged to the subsequent appro-  
17 priation for payments for any period subsequent to Septem-  
18 ber 15 of the current year: *Provided*, That, in addition,  
19 there shall be transferred from the Postal Service Fund  
20 to this appropriation such sums as the Secretary of Labor  
21 determines to be the cost of benefits for ex-Postal Service  
22 employees: *Provided further*, That amounts received during  
23 the current fiscal year from the Postal Service or recovered  
24 from the States pursuant to 5 U.S.C. 8505 (d) shall be  
25 available for such payments during the year.

1 GRANTS TO STATES FOR UNEMPLOYMENT INSURANCE AND

2 EMPLOYMENT SERVICES

3 For grants for activities authorized by the Act of June 6,  
4 1933, as amended (29 U.S.C. 49-49n; 39 U.S.C. 3202 (a)  
5 (1) (E) ) ; Veterans' Employment and Readjustment Act  
6 of 1972, as amended (38 U.S.C. 2001-2013) ; title III of  
7 the Social Security Act, as amended (42 U.S.C. 501-503) ;  
8 sections 312 (e) and (g) of the Comprehensive Employ-  
9 ment and Training Act of 1973, as amended; and necessary  
10 administrative expenses for carrying out 5 U.S.C. 8501-  
11 8523, 19 U.S.C. 1941-1944, 1952, and chapter 2, title II,  
12 of the Trade Act of 1974, including, upon the request of any  
13 State, the payment of rental for space made available to such  
14 State in lieu of grants for such purpose, \$21,600,000, to-  
15 gether with not to exceed \$1,693,600,000, which may be  
16 expended from the Employment Security Administration  
17 account in the Unemployment Trust Fund, and of which  
18 \$234,145,000 shall be available only to the extent necessary  
19 to meet increased costs of administration resulting from  
20 changes in a State law or increases in the number of unem-  
21 ployment insurance claims filed and claims paid or increased  
22 salary costs resulting from changes in State salary compensa-  
23 tion plans embracing employees of the State generally over  
24 those upon which the State's basic grant was based, which  
25 cannot be provided for by normal budgetary adjustments:

1 *Provided*, That any portion of the funds granted to a State  
2 in the current fiscal year and not obligated by the State in  
3 that year shall be returned to the Treasury and credited to  
4 the account from which derived.

5 ADVANCES TO THE UNEMPLOYMENT TRUST FUND AND  
6 OTHER FUNDS

7 For repayable advances to the Unemployment Trust  
8 Fund as authorized by sections 905 (d) and 1203 of the  
9 Social Security Act, as amended, and to the Black Lung  
10 Disability Trust Fund as authorized by subsection b (2) of  
11 section 3 of the Black Lung Benefits Revenue Act of 1977,  
12 and for non-repayable advances to the "Federal unemploy-  
13 ment benefits and allowances" account, to remain available  
14 until September 30, 1980, \$200,000,000.

15 LABOR-MANAGEMENT SERVICES ADMINISTRATION  
16 SALARIES AND EXPENSES

17 For necessary expenses for the Labor-Management Serv-  
18 ices Administration, \$59,354,000.

19 PENSION BENEFIT GUARANTY CORPORATION

20 The Pension Benefit Guaranty Corporation is authorized  
21 to make such expenditures within limits of funds and bor-  
22 rowing authority available to such corporation, and in ac-  
23 cord with law, and to make such contracts and commit-  
24 ments without regard to fiscal year limitations as provided  
25 by section 104 of the Government Corporation Control Act,



1 as amended (31 U.S.C. 849), as may be necessary in  
2 carrying out the program through September 30, 1979 for  
3 such corporation.

#### 4 EMPLOYMENT STANDARDS ADMINISTRATION

##### 5 SALARIES AND EXPENSES

6 For necessary expenses for the Employment Standards  
7 Administration, including reimbursement to State, Federal  
8 and local agencies and their employees for inspection serv-  
9 ices rendered, \$120,444,000 together with \$320,000 which  
10 may be expended from the Special Fund in accordance with  
11 sections 39 (c) and 44 (j) of the Longshoremen's and Har-  
12 bor Workers' Compensation Act.

##### 13 SPECIAL BENEFITS

14 For the payment of compensation, benefits, and ex-  
15 penses (except administrative expenses) accruing during  
16 the current or any prior fiscal year authorized by title V,  
17 chapter 81 of the United States Code; continuation of bene-  
18 fits as provided for under the head "Civilian War Benefits"  
19 in the Federal Security Agency Appropriation Act, 1947;  
20 the Employees' Compensation Commission Appropriation  
21 Act, 1944; and sections 4 (c) and 5 (f) of the War Claims  
22 Act of 1948 (50 U.S.C. App. 2012) ; and fifty per centum  
23 of the additional compensation and benefits required by sec-  
24 tion 10 (h) of the Longshoremen's and Harbor Workers'

1 Compensation Act, as amended, \$231,200,000, together  
2 with such amount as may be necessary to be charged to the  
3 subsequent year appropriation for the payment of compen-  
4 sation and other benefits for any period subsequent to Sep-  
5 tember 15 of the current year: *Provided*, That in addition  
6 there shall be transferred from the Postal Service fund to  
7 this appropriation such sums as the Secretary of Labor de-  
8 termines to be the cost of administration for Postal Service  
9 employees through September 30, 1979.

10 BLACK LUNG DISABILITY TRUST FUND

11 For payments from the Black Lung Disability Trust  
12 Fund, \$422,265,000, of which \$389,400,000 shall be avail-  
13 able for payments of all benefits and interest on advances  
14 under subsection (b) (2) of section 3 of the Black Lung  
15 Benefits Revenue Act of 1977, as authorized by section  
16 424 (a) (1), (2), and (4) of the Black Lung Benefits Act,  
17 as amended, and of which \$24,555,000 shall be available for  
18 transfer to Employment Standards Administration, Salaries  
19 and Expenses and \$8,310,000 for transfer to Departmental  
20 Management, Salaries and Expenses for expenses of opera-  
21 tion and administration of the Black Lung Benefits program  
22 as authorized by section 424 (a) (5) of the Black Lung  
23 Benefits Act, as amended: *Provided*, That in addition, such  
24 amounts as may be necessary may be charged to the sub-  
25 sequent year appropriation for the payment of compensation

1 and other benefits for any period subsequent to June 15 of  
2 the current year.

3 OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION  
4 SALARIES AND EXPENSES

5 For necessary expenses for the Occupational Safety and  
6 Health Administration, \$167,474,000: *Provided*, That none  
7 of the funds appropriated under this paragraph shall be ob-  
8 ligated or expended for the assessment of civil penalties is-  
9 sued for first instance violations of any standard, rule, or  
10 regulation promulgated under the Occupational Safety and  
11 Health Act of 1970 (other than serious, willful, or repeated  
12 violations under section 17 of the Act) resulting from the  
13 inspection of any establishment or workplace subject to the  
14 Act, unless such establishment or workplace is cited, on the  
15 basis of such inspection, for 10 or more violations: *Provided*  
16 *further*, That none of the funds appropriated under this  
17 paragraph shall be obligated or expended to prescribe, is-  
18 sue, administer, or enforce any standard, rule, regulation, or  
19 order under the Occupational Safety and Health Act of  
20 1970 which is applicable to any person who is engaged in a  
21 farming operation which does not maintain a temporary  
22 labor camp and employs 10 or fewer employees: *Provided*  
23 *further*, That none of the funds appropriated under this  
24 paragraph may be used to promulgate or enforce any regu-  
25 lation under the Occupational Safety and Health Act of

1 1970 which restricts, by reason of the potential for recrea-  
 2 tional hunting, fishing, or sports shooting in any area, work  
 3 activity in such area by reason of such potential.

#### 4 MINE SAFETY AND HEALTH ADMINISTRATION

##### 5 SALARIES AND EXPENSES

6 For necessary expenses for the Mine Safety and Health  
 7 Administration, \$123,500,000, including purchase and be-  
 8 stowal of certificates and trophies in connection with mine  
 9 rescue and first-aid work: *Provided*, That the Secretary is  
 10 authorized to accept lands, buildings, equipment, and other  
 11 contributions from public and private sources and to prose-  
 12 cute projects in cooperation with other agencies, Federal,  
 13 State, or private: *Provided further*, That the Mine Safety  
 14 and Health Administration is authorized to promote health  
 15 and safety education and training in the mining community  
 16 through cooperative programs with States, industry, and  
 17 safety associations: *Provided further*, That any funds avail-  
 18 able to the Department may be used, with the approval of  
 19 the Secretary, to provide for the costs of mine rescue and sur-  
 20 vival operations in the event of major disasters.

#### 21 BUREAU OF LABOR STATISTICS

##### 22 SALARIES AND EXPENSES

23 For necessary expenses for the Bureau of Labor Statis-  
 24 tics, including advances or reimbursements to State, Federal,



1 and local agencies and their employees for services rendered,  
2 \$94,752,000.

3 DEPARTMENTAL MANAGEMENT

4 SALARIES AND EXPENSES

5 For necessary expenses for departmental management  
6 including \$1,616,000 for the President's Committee on Em-  
7 ployment of the Handicapped, \$76,247,000, together with  
8 not to exceed \$1,817,000 to be derived from the Employ-  
9 ment Security Administration account, Unemployment Trust  
10 Fund.

11 SPECIAL FOREIGN CURRENCY PROGRAM

12 For payments in foreign currencies which the Treasury  
13 Department determines to be excess to the normal require-  
14 ments of the United States, for necessary expenses of the  
15 Department of Labor, as authorized by law, \$70,000, to  
16 remain available until expended: *Provided*, That this appro-  
17 priation shall be available, in addition to other appropriations  
18 to such agency for payments in the foregoing currencies.

19 GENERAL PROVISIONS

20 SEC. 101. Appropriations in this Act available for sal-  
21 aries and expenses shall be available for supplies, services,  
22 and rental of conference space within the District of Co-  
23 lumbia, as the Secretary of Labor shall deem necessary for  
24 settlement of labor-management disputes.

1       This title may be cited as the "Department of Labor  
2   Appropriation Act, 1979."

3           TITLE II—DEPARTMENT OF HEALTH,  
4                   EDUCATION, AND WELFARE  
5                   HEALTH SERVICES ADMINISTRATION  
6                           HEALTH SERVICES

7       For carrying out titles III, V, and XII of the Public  
8   Health Service Act, the Act of August 8, 1946 (5 U.S.C.  
9   7901), section 1 of the Act of July 19, 1963 (42 U.S.C.  
10   253a), section 108 of Public Law 93-353, and titles V and  
11   XI of the Social Security Act, \$681,092,000, of which  
12   \$1,400,000 shall be available only for payments to the  
13   State of Hawaii for care and treatment of persons afflicted  
14   with leprosy: *Provided*, That this appropriation shall be  
15   available for payment of the costs of medical care, related  
16   expenses, and burial expenses, hereafter incurred, by or  
17   on behalf of any person who has participated in the study  
18   of untreated syphilis initiated in Tuskegee, Alabama, in 1932,  
19   in such amounts and subject to such terms and conditions  
20   as prescribed by the Secretary of Health, Education, and  
21   Welfare, and for payment, in such amounts and subject to  
22   such terms and conditions, of such costs and expenses here-  
23   after incurred by or on behalf of such person's wife or off-  
24   spring determined by the Secretary to have suffered injury

1 or disease from syphilis contracted from such person: *Pro-*  
2 *vided further*, That when the Health Services Administra-  
3 tion operates an employee health program for any Federal  
4 department or agency, payment for the estimated cost shall  
5 be made by way of reimbursement or in advance to this  
6 appropriation.

7 CENTER FOR DISEASE CONTROL

8 PREVENTIVE HEALTH SERVICES

9 To carry out titles III and XVII of the Public Health  
10 Service Act, the Federal Mine Safety and Health Act of  
11 1977, and the Occupational Safety and Health Act of 1970;  
12 including insurance of official motor vehicles in foreign coun-  
13 tries; and purchase, hire, maintenance, and operation of air-  
14 craft, \$159,060,000, of which \$1,912,000 shall remain  
15 available until expended and shall be for construction and  
16 equipment of facilities of or used by the Center for Disease  
17 Control: *Provided*, That training of employees of private  
18 agencies shall be made subject to reimbursement or advances  
19 to this appropriation for the full cost of such training.

20 NATIONAL INSTITUTES OF HEALTH

21 NATIONAL CANCER INSTITUTE

22 For carrying out, to the extent not otherwise provided,  
23 section 301 of the Public Health Service Act with respect to  
24 cancer, \$889,192,000.

1       NATIONAL HEART, LUNG, AND BLOOD INSTITUTE

2       For expenses, not otherwise provided for, necessary  
3 to carry out section 301 of the Public Health Service  
4 Act with respect to heart, lung, blood vessel, and blood  
5 diseases, \$485,584,000.

6       NATIONAL INSTITUTE OF DENTAL RESEARCH

7       For expenses, not otherwise provided for, to carry out  
8 title IV of the Public Health Service Act with respect to  
9 dental diseases, \$63,841,000.

10      NATIONAL INSTITUTE OF ARTHRITIS, METABOLISM, AND

11                      DIGESTIVE DISEASES

12      For expenses necessary to carry out title IV of the  
13 Public Health Service Act with respect to arthritis, rheuma-  
14 tism, metabolic diseases, and digestive diseases, \$287,-  
15 869,000.

16      NATIONAL INSTITUTE OF NEUROLOGICAL AND

17                      COMMUNICATIVE DISORDERS AND STROKE

18      For expenses necessary to carry out, to the extent not  
19 otherwise provided, title IV of the Public Health Service  
20 Act with respect to neurological and communicative dis-  
21 orders and stroke, \$188,910,000.

22      NATIONAL INSTITUTE OF ALLERGY AND INFECTIOUS

23                      DISEASES

24      For expenses, not otherwise provided for, to carry out  
25 title IV of the Public Health Service Act with respect to  
26 allergy and infectious diseases, \$183,198,000.



1 NATIONAL INSTITUTE OF GENERAL MEDICAL SCIENCES

2 For expenses, not otherwise provided for, necessary to  
3 carry out title IV of the Public Health Service Act with  
4 respect to general medical sciences, \$225,092,000.

5 NATIONAL INSTITUTE OF CHILD HEALTH AND HUMAN  
6 DEVELOPMENT

7 To carry out, except as otherwise provided, title IV of  
8 the Public Health Service Act with respect to child health  
9 and human development, \$119,005,000.

10 NATIONAL INSTITUTE ON AGING

11 To carry out, except as otherwise provided, title IV of  
12 the Public Health Service Act with respect to aging, \$54,-  
13 526,000.

14 NATIONAL EYE INSTITUTE

15 For expenses necessary to carry out title IV of the  
16 Public Health Service Act, with respect to eye diseases and  
17 visual disorders, \$100,549,000.

18 NATIONAL INSTITUTE OF ENVIRONMENTAL  
19 HEALTH SCIENCES

20 To carry out, except as otherwise provided, sections 301  
21 and 311 of the Public Health Service Act with respect to  
22 environmental health sciences, \$73,227,000.

23 RESEARCH RESOURCES

24 To carry out, except as otherwise provided, section 301  
25 of the Public Health Service Act with respect to research  
26 resources and general research support grants, \$152,899,000:

1 *Provided*, That none of these funds, with the exception of  
 2 funds for the Minority Biomedical Support program, shall  
 3 be used to pay recipients of the general research support  
 4 grants programs any amount for indirect expenses in connec-  
 5 tion with such grants.

6 JOHN E. FOGARTY INTERNATIONAL CENTER FOR ADVANCED  
 7 STUDY IN THE HEALTH SCIENCES

8 For the John E. Fogarty International Center for Ad-  
 9 vanced Study in the Health Sciences, \$8,789,000, of which  
 10 \$1,700,000 shall be available for payment to the Gorgas  
 11 Memorial Institute for maintenance and operation of the  
 12 Gorgas Memorial Laboratory.

13 NATIONAL LIBRARY OF MEDICINE

14 To carry out, to the extent not otherwise provided for,  
 15 section 301 with respect to health information communica-  
 16 tions and part I of title III of the Public Health Service  
 17 Act, \$31,887,000.

18 BUILDINGS AND FACILITIES

19 For construction of, and acquisition of sites and equip-  
 20 ment for, facilities of or used by the National Institutes of  
 21 Health, where not otherwise provided, \$67,950,000 to  
 22 remain available until expended.

23 OFFICE OF THE DIRECTOR

24 For expenses necessary for the Office of the Director,  
 25 National Institutes of Health, \$19,673,000, including pur-

1 chase of not to exceed thirteen passenger motor vehicles for  
2 replacement only.

3 ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

4 ADMINISTRATION

5 ALCOHOL, DRUG ABUSE, AND MENTAL HEALTH

6 For carrying out the Public Health Service Act with  
7 respect to mental health, the Community Mental Health  
8 Centers Act, as amended (42 U.S.C. 2681, et seq.), and  
9 the Comprehensive Alcohol Abuse and Alcoholism Preven-  
10 tion, Treatment, and Rehabilitation Act of 1970, as  
11 amended, \$730,022,000.

12 SAINT ELIZABETHS HOSPITAL

13 For expenses necessary for the maintenance and opera-  
14 tion of the hospital, including clothing for patients, and co-  
15 operation with organizations or individuals in scientific re-  
16 search into the nature, causes, prevention, and treatment of  
17 mental illness, \$75,824,000, or such amounts as may be  
18 necessary to provide a total appropriation equal to the dif-  
19 ference between the amount of the reimbursements received  
20 during the current fiscal year on account of patient care pro-  
21 vided by the hospital during such year and \$98,792,000.

22 HEALTH RESOURCES ADMINISTRATION

23 HEALTH RESOURCES

24 For carrying out titles III and VII of the Public  
25 Health Service Act, section 1122 of the Social Security Act,

1 \$463,012,000 of which \$3,000,000 shall remain available  
2 until expended for loan guarantees and interest subsidies  
3 under Part B of title VII.

4 MEDICAL FACILITIES GUARANTEE AND LOAN FUND

5 For carrying out title XVI of the Public Health Service  
6 Act, \$42,000,000 shall be available without fiscal year limi-  
7 tation for the payment of interest subsidies. The total prin-  
8 cipal amount of loans to be guaranteed or directly made,  
9 which may be allotted among the States, pursuant to titles  
10 VI and XVI of the Public Health Service Act shall not  
11 exceed a cumulative amount of \$1,750,000,000.

12 PAYMENT OF SALES INSUFFICIENCIES AND

13 INTEREST LOSSES

14 For the payment of such insufficiencies as may be re-  
15 quired by the trustee on account of outstanding beneficial  
16 interest or participations in the Health Professions Education  
17 Fund assets or Nurse Training Fund assets, authorized by  
18 the Department of Health, Education, and Welfare Appro-  
19 priation Act, 1968, to be issued pursuant to section 302 (c)  
20 of the Federal National Mortgage Association Charter Act,  
21 \$110,000, and for payment of amounts pursuant to 42  
22 U.S.C. 294 (q) or 42 U.S.C. 297 (f) to schools which  
23 borrow any sums from the Health Professions Education  
24 Fund or Nurse Training Fund, \$2,302,000: *Provided, That*



1 the amounts appropriated herein shall remain available until  
2 expended.

### 3 HEALTH EDUCATION LOANS

4 The Secretary is hereby authorized to make such ex-  
5 penditures, within the limits of funds available in the Health  
6 Professions Education Fund and the Nurse Training Fund,  
7 and in accord with law, and to make such contracts and com-  
8 mitments without regard to fiscal year limitation as provided  
9 by section 104 of the Government Corporation Control Act,  
10 as amended, as may be necessary in carrying out the pro-  
11 grams set forth in the budget for the current fiscal year.

### 12 ASSISTANT SECRETARY FOR HEALTH

#### 13 SALARIES AND EXPENSES

14 For expenses necessary for the Office of the Assistant  
15 Secretary for Health and for carrying out titles III, XIII,  
16 and XVII of the Public Health Service Act, \$52,518,000.

### 17 HEALTH MAINTENANCE ORGANIZATION LOAN AND LOAN

#### 18 GUARANTEE FUND

19 Any amounts received by the Secretary in connection  
20 with loans and loan guarantees under title XIII of the Pub-  
21 lic Health Service Act and any other property or assets  
22 derived by him from his operations respecting such loans and  
23 loan guarantees, including any money derived from the sale  
24 of assets, shall be available to the Secretary without fiscal

1 year limitation for direct loans and loan guarantees, as au-  
 2 thorized by said title XIII, in addition to funds specifically  
 3 appropriated for that purpose.

4 RETIREMENT PAY AND MEDICAL BENEFITS FOR  
 5 COMMISSIONED OFFICERS

6 For retired pay of commissioned officers, as authorized  
 7 by law, and for payments under the Retired Serviceman's  
 8 Family Protection Plan; Survivor Benefit Plan and pay-  
 9 ments for medical care of dependents and retired personnel  
 10 under the Dependents' Medical Care Act (10 U.S.C., ch.  
 11 55), such amounts as may be required during the current  
 12 fiscal year.

13 SCIENTIFIC ACTIVITIES OVERSEAS (SPECIAL FOREIGN  
 14 CURRENCY PROGRAM)

15 For payments in foreign currencies which the Treasury  
 16 Department determines to be excess to the normal require-  
 17 ments of the United States, for necessary expenses for con-  
 18 ducting scientific activities overseas, as authorized by law,  
 19 \$11,387,000, to remain available until expended: *Provided*,  
 20 That this appropriation shall be available in addition to other  
 21 appropriations for such activities, for payments in the fore-  
 22 going currencies.

23 HEALTH CARE FINANCING ADMINISTRATION  
 24 GRANTS TO STATES FOR MEDICAID

25 For carrying out, except as otherwise provided, title  
 26 XIX of the Social Security Act, \$11,515,000,000.

1 For making, after June 30 of the current fiscal year,  
2 payments to States under title XIX of the Social Security  
3 Act, for the last three months of the current fiscal year; and  
4 for making after July 31 of the current fiscal year, pay-  
5 ments for the first quarter of the succeeding fiscal year; such  
6 sums as may be necessary, the obligations incurred and the  
7 expenditures made thereunder for payments under such title  
8 to be charged to the subsequent appropriation therefor for  
9 the current or succeeding fiscal year.

10 In the administration of title XIX of the Social Security  
11 Act, payments to a State under such title for any quarter in  
12 the period beginning July 1 of the prior year and ending  
13 September 30 of the current year may be made with respect  
14 to a State plan approved under such title prior to or during  
15 such period, but no such payment shall be made with respect  
16 to any plan for any quarter prior to the quarter in which  
17 a subsequently approved plan was submitted.

18 Such amounts as may be necessary from this appro-  
19 priation shall be available for grants to States for any period  
20 in the prior fiscal year subsequent to June 30 of that year.

21 PAYMENT TO HEALTH CARE TRUST FUNDS

22 For payment to the Federal Hospital Insurance and the  
23 Federal Supplementary Medical Insurance Trust Funds, as  
24 provided under sections 217 (g) , 229 (b) , 1168 and 1844 of  
25 the Social Security Act, and sections 103 (c) and 111 (d) of  
26 the Social Security Amendments of 1965, \$7,756,913,000.

1           QUALITY CARE MANAGEMENT, RESEARCH AND  
2                           ADMINISTRATION

3           For carrying out, except as otherwise provided, titles  
4   XI, XVIII, and XIX of the Social Security Act, and sections  
5   1526 and 1533 (d) of the Public Health Service Act, \$101,-  
6   612,000, together with not to exceed \$802,899,000, to be  
7   transferred to this appropriation as authorized by section  
8   201 (g) (1) of the Social Security Act, from the Federal  
9   Hospital Insurance and the Federal Supplementary Medical  
10   Insurance Trust Funds referred to therein: *Provided, That*  
11   such amounts as are required shall be available to pay travel  
12   expenses either on an actual cost or commuted basis, to an  
13   individual for travel incident to medical examinations, and  
14   to parties, their representatives and all reasonably necessary  
15   witnesses for travel within the United States, Puerto Rico,  
16   and the Virgin Islands to reconsideration interviews and to  
17   proceedings before administrative law judges under title  
18   XVIII of the Social Security Act: *Provided further, That*  
19   \$20,000,000 of the foregoing amount shall be apportioned  
20   for use pursuant to section 3679 of the Revised Statutes (31  
21   U.S.C. 665), only to the extent necessary to process work-  
22   loads not anticipated in the budget estimates and to meet  
23   mandatory increases in costs of agencies or organizations  
24   with which agreements have been made to participate in the  
25   administration of title XVIII and after maximum absorption



1 of such costs within the remainder of the existing limitation  
2 has been achieved.

### 3 EDUCATION DIVISION

#### 4 OFFICE OF EDUCATION

#### 5 ELEMENTARY AND SECONDARY EDUCATION

6 For carrying out, to the extent not otherwise provided,  
7 title I, part A (\$3,077,570,000), title IV part C, title VII  
8 and title IX of the Elementary and Secondary Education  
9 Act; title VII of the Education Amendments of 1974; the  
10 General Education Provisions Act; and Public Law 92-506,  
11 \$3,448,870,000: *Provided*, That of the amounts appro-  
12 priated above the following amounts shall become  
13 available for obligation on July 1, 1979, and shall  
14 remain available until September 30, 1980: title I, part A  
15 (\$3,077,570,000), title IV, part C (\$190,000,000) of the  
16 Elementary and Secondary Education Act and section 417  
17 (a) (2) of the General Education Provisions Act (\$1,250,-  
18 000). For carrying out title IV, part C of the Elementary  
19 and Secondary Education Act an additional \$7,400,000 to  
20 become available for obligation on July 1, 1979, and to  
21 remain available until September 30, 1980: *Provided*, That  
22 none of such funds may be paid to any State for which the  
23 allocation for fiscal year 1980 exceeds the allocation for  
24 comparable purposes for fiscal year 1979.

## 1 SCHOOL ASSISTANCE IN FEDERALLY AFFECTED AREAS

2 For carrying out title I of the Act of September 30,  
3 1950, as amended (20 U.S.C., ch. 13), \$823,400,000 of  
4 which \$63,500,000 shall be for payments under section 6,  
5 and \$747,900,000 shall be for payments under sections 2  
6 and 3 in accordance with subsection 5(c) (1) and (2) of  
7 said Act, and \$12,000,000 shall be for payments under sec-  
8 tion 7 of said Act.

9 For carrying out the Act of September 23, 1950, as  
10 amended (20 U.S.C., ch. 19), \$33,000,000 which shall  
11 remain available until expended, shall be for providing school  
12 facilities as authorized by said Act: *Provided*, That with the  
13 exception of up to \$13,000,000 for section 10 and up to  
14 \$16,000,000 for section 14 none of the funds contained  
15 herein for providing school facilities shall be available to pay  
16 for any other section of the Act of September 23, 1950, until  
17 payment has been made of 100 per centum of the amounts  
18 payable under section 5: *Provided further*, That, notwith-  
19 standing section 421A(c) (2) (A) of the General Educa-  
20 tion Provisions Act, the Commissioner of Education is au-  
21 thorized to approve applications for funds to increase school  
22 facilities in communities located near the Trident Support  
23 Site, Bangor, Washington, on such terms and conditions as  
24 he may reasonably require without regard to any provision  
25 in law.

## EMERGENCY SCHOOL AID

For carrying out title IV of the Civil Rights Act of 1964 and the Emergency School Aid Act, \$327,000,000.

## EDUCATION FOR THE HANDICAPPED

For carrying out the Education of the Handicapped Act, \$971,825,000: *Provided*, That of this amount, \$804,000,000 for part B and \$15,000,000 for section 619 shall become available for obligation on July 1, 1979, and shall remain available until September 30, 1980.

## OCCUPATIONAL, VOCATIONAL, AND ADULT EDUCATION

For carrying out, to the extent not otherwise provided, section 523 of the Education Amendments of 1976, the Vocational Education Act of 1963, as amended, and the Adult Education Act, \$766,007,000 of which \$29,557,000 for Part B, subpart 2 of the Vocational Education Act shall remain available until expended: *Provided*, That the amounts appropriated above shall become available for obligation on July 1, 1979, and shall remain available until September 30, 1980, unless otherwise specified herein.

## STUDENT ASSISTANCE

For carrying out subparts 1 (\$3,373,100,000), 2 (\$340,100,000), and 3 (\$86,750,000) of part A, and parts C (\$520,000,000) and E (\$328,900,000) of Title IV of the Higher Education Act, and, to the extent not otherwise provided, the General Education Provisions Act, \$4,675,-

1 750,000, of which \$4,651,350,000 shall remain available  
 2 until September 30, 1980: *Provided*, That amounts appro-  
 3 priated for basic opportunity grants shall be available first to  
 4 meet any insufficiencies in entitlements resulting from the  
 5 payment schedule for basic opportunity grants published by  
 6 the Commissioner of Education during the prior fiscal year:  
 7 *Provided further*, That pursuant to section 411 (b) (4) (A)  
 8 of the Higher Education Act, amounts appropriated herein  
 9 for basic opportunity grants which exceed the amounts re-  
 10 quired to meet the payment schedule published for any fiscal  
 11 year by 15 per centum or less shall be carried forward and  
 12 merged with amounts appropriated the next fiscal year.

### 13 HIGHER AND CONTINUING EDUCATION

14 For carrying out titles I-A, III, VIII, IX, and XI  
 15 and sections 417, 418, 420, 705, 745, and 1203 of the  
 16 Higher Education Act; the Mutual Educational and Cultural  
 17 Exchange Act of 1961; title VI of the National Defense  
 18 Education Act; and the Hubert H. Humphrey Institute  
 19 of Public Affairs and the Everett McKinley Dirksen  
 20 Congressional Leadership Research Center Assistance Act,  
 21 \$390,000,000.

### 22 LIBRARY RESOURCES

23 For carrying out, to the extent not otherwise provided,  
 24 titles I and III of the Library Services and Construction  
 25 Act (20 U.S.C., ch. 16) ; title II of the Higher Education  
 26 Act; and title IV, part B of the Elementary and Secondary



1 Education Act, \$257,975,000: *Provided*, That \$175,000,000  
2 for Title IV, part B of the Elementary and Secondary Edu-  
3 cation Act shall become available for obligation on July 1,  
4 1979, and shall remain available until September 30, 1980.

5 SPECIAL PROJECTS AND TRAINING

6 For carrying out the Special Projects Act (Public Law  
7 93-380), the General Education Provisions Act, to the  
8 extent not otherwise provided, title V, part A and section  
9 532 of the Higher Education Act of 1965, and the Career  
10 Education Incentive Act (Public Law 95-207), \$133,-  
11 535,000.

12 EDUCATIONAL ACTIVITIES OVERSEAS (SPECIAL FOREIGN  
13 CURRENCY PROGRAM)

14 For payments in foreign currencies which the Treasury  
15 Department determines to be in excess to the normal require-  
16 ments of the United States, for necessary expenses of  
17 the Office of Education, as authorized by law, \$2,000,000, to  
18 remain available until expended: *Provided*, That this ap-  
19 propriation shall be available, in addition to other appro-  
20 priations to such office, for payments in the foregoing  
21 currencies.

22 SALARIES AND EXPENSES

23 For carrying out, to the extent not otherwise provided,  
24 the General Education Provisions Act, including rental of  
25 conference rooms in the District of Columbia, \$126,830,000.

## STUDENT LOAN INSURANCE FUND

For necessary expenses under title IV, part B of the Higher Education Act, and to the extent not otherwise provided, the General Education Provisions Act, \$725,-814,000, to remain available until expended: *Provided*, That the Commissioner is authorized to issue to the Secretary of the Treasury notes or other obligations, in an amount not to exceed a total of \$25,000,000 without fiscal year limitation, to maintain the adequacy of the fund, but only with respect to payments authorized under section 431 of the Higher Education Act.

HIGHER EDUCATION FACILITIES LOAN AND INSURANCE  
FUND

For the payment of such insufficiencies as may be required by the trustee on account of outstanding beneficial interest or participations in assets of the Office of Education authorized by the Department of Health, Education, and Welfare Appropriation Act, 1968, to be issued pursuant to section 302 (c) of the Federal National Mortgage Association Charter Act (12 U.S.C. 1717 (c)), \$2,204,000 to remain available until expended, and the Secretary is hereby authorized to make such expenditures, within the limits of funds available in the Higher Education Facilities Loan and Insurance Fund, and in accord with law, and to make such contracts and commitments without regard to fiscal year limitation as provided by section 104 of the Gov-

1 ernment Corporation Control Act (31 U.S.C. 849) as may  
 2 be necessary in carrying out the program set forth in the  
 3 budget for the current fiscal year for such fund.

4 HEALTH PROFESSIONS GRADUATE STUDENT LOAN

5 INSURANCE FUND

6 For necessary expenses for the Health Professions Grad-  
 7 uate Student Loan Insurance Fund, authorized by title VII,  
 8 part C, subpart 1 of the Public Health Service Act,  
 9 \$1,500,000 to remain available until expended: *Provided*,  
 10 That the Secretary is authorized to issue to the Secretary of  
 11 the Treasury notes or obligations, in an amount not to exceed  
 12 a total of \$5,000,000, without fiscal year limitation, to main-  
 13 tain the adequacy of the fund, but only with respect to pay-  
 14 ments authorized under section 734.

15 NATIONAL INSTITUTE OF EDUCATION

16 NATIONAL INSTITUTE OF EDUCATION

17 For carrying out section 405 of the General Education  
 18 Provisions Act, including rental of conference rooms in the  
 19 District of Columbia, \$97,500,000.

20 OFFICE OF THE ASSISTANT SECRETARY FOR EDUCATION

21 SALARIES AND EXPENSES

22 For necessary expenses to carry out sections 402, 404  
 23 and 406 of the General Education Provisions Act, \$39,-  
 24 363,000, of which not to exceed \$1,500 may be for official  
 25 reception and representation expenses.

## 1                   SOCIAL SECURITY ADMINISTRATION

## 2                   PAYMENTS TO SOCIAL SECURITY TRUST FUNDS

3           For payment to the Federal Old-Age and Survivors  
4 Insurance and the Federal Disability Insurance Trust Funds,  
5 as provided under section 217 (g) , 228 (g) , 229 (b) , and  
6 1131 (b) (2) of the Social Security Act, \$760,774,000.

## 7                   SPECIAL BENEFITS FOR DISABLED COAL MINERS

8           For carrying out title IV of the Federal Mine Safety  
9 and Health Act of 1977, including the payment of travel  
10 expenses either on an actual cost or commuted basis, to an  
11 individual, for travel incident to medical examinations, and  
12 to parties, their representatives and all reasonably neces-  
13 sary witnesses for travel within the United States, Puerto  
14 Rico, and the Virgin Islands, to reconsideration interviews  
15 and to proceedings before administrative law judges, \$1,-  
16 016,608,000: *Provided*, That after July 31, such amounts  
17 for benefit payments as may be necessary may be charged  
18 to the subsequent year appropriation.

## 19                   SUPPLEMENTAL SECURITY INCOME PROGRAM

20           For carrying out the Supplemental Security Income  
21 program under title XVI of the Social Security Act, section  
22 401 of Public Law 92-603, section 212 of Public Law 93-66,  
23 as amended, and section 405 of Public Law 95-216, includ-  
24 ing payment to the social security trust funds for administra-  
25 tive expenses incurred pursuant to section 201 (g) (1) of the



1 Social Security Act, \$5,557,854,000: *Provided*, That for  
2 carrying out these activities after July 31, such sums as may  
3 be necessary shall be available, the obligations and expendi-  
4 tures therefor to be charged to the appropriation for the  
5 succeeding fiscal year: *Provided further*, That any portion  
6 of the funds provided to a State in the current fiscal year  
7 and not obligated by the State during that year shall be  
8 returned to the Treasury.

9 ASSISTANCE PAYMENTS PROGRAM

10 For carrying out, except as otherwise provided, titles I,  
11 IV, X, XI and XIV of the Social Security Act, and the Act  
12 of July 5, 1960 (24 U.S.C., Ch. 9), \$6,663,000,000.

13 For making, after June 30 of the current fiscal year,  
14 payments to States under titles I, IV, X, XIV, and XVI,  
15 respectively, of the Social Security Act for the last three  
16 months of the current fiscal year; and for making after  
17 July 31 of the current fiscal year, payments for the first  
18 quarter of the succeeding fiscal year; such sums as may be  
19 necessary, the obligations incurred and the expenditures made  
20 thereunder for payments under each of such titles to be  
21 charged to the subsequent appropriations therefor for the  
22 current or succeeding fiscal year.

23 Such amounts as may be necessary from this appropria-  
24 tion shall be available for grants to States for any period in  
25 the prior fiscal year subsequent to June 30 of that year.

## REFUGEE ASSISTANCE

1

2 For expenses necessary to carry out the provisions of  
3 the Migration and Refugee Assistance Act of 1962 (Public  
4 Law 87-510), relating to aid to Cuban refugees within the  
5 United States, including hire of passenger motor vehicles,  
6 and the Indochina Migration and Refugee Assistance Act of  
7 1975, as amended, \$147,500,000.

8

## LIMITATION ON ADMINISTRATIVE EXPENSES

9 For necessary expenses, not more than \$2,234,587,000  
10 may be expended as authorized by section 201 (g) (1) of the  
11 Social Security Act, from any one or all of the trust funds  
12 referred to therein: *Provided*, That such amounts as are re-  
13 quired shall be available to pay travel expenses either on an  
14 actual cost or commuted basis, to an individual for travel  
15 incident to medical examinations, and to parties, their repre-  
16 sentatives and all reasonably necessary witnesses for travel  
17 within the United States, Puerto Rico, and the Virgin  
18 Islands, to reconsideration interviews and to proceedings  
19 before administrative law judges under titles II, XVI, and  
20 XVIII of the Social Security Act: *Provided further*, That  
21 \$25,000,000 of the foregoing amount shall be apportioned  
22 for use pursuant to section 3679 of the Revised Statutes (31  
23 U.S.C. 665), only to the extent necessary to process work-  
24 loads not anticipated in the budget estimates and to meet  
25 mandatory increases in costs of agencies or organizations

1 with which agreements have been made to participate in the  
 2 administration of titles XVI and XVIII and section 221  
 3 of the Social Security Act, and after maximum ab-  
 4 sorption of such costs within the remainder of the existing  
 5 limitations has been achieved: *Provided further*, That  
 6 \$14,800,000 authorized herein shall be available only for  
 7 acquisition of sites, construction and equipment of facilities  
 8 and for payments of principal, interest, taxes and any other  
 9 obligations under contracts entered into pursuant to the  
 10 Public Buildings Purchase Contract Act of 1954 and the  
 11 Public Buildings Amendments of 1972, and shall remain  
 12 available until expended.

### 13 SPECIAL INSTITUTIONS

#### 14 AMERICAN PRINTING HOUSE FOR THE BLIND

15 For carrying out the Act of March 3, 1879, as amended  
 16 (20 U.S.C. 101-105), \$3,906,000.

#### 17 NATIONAL TECHNICAL INSTITUTE FOR THE DEAF

18 For carrying out the National Technical Institute for the  
 19 Deaf Act (20 U.S.C. 681, et seq.), \$16,625,000.

#### 20 GALLAUDET COLLEGE

21 For carrying out the Model Secondary School for the  
 22 Deaf Act (80 Stat. 1027) and for the partial support of  
 23 Gallaudet College authorized by the Act of June 18, 1954  
 24 (68 Stat. 265), \$44,833,000, of which \$11,105,000 shall be  
 25 for construction and shall remain available until expended:

1 *Provided*, That if requested by the college, such construction  
2 shall be supervised by the General Services Administration.

3 HOWARD UNIVERSITY

4 For the partial support of Howard University, \$113,-  
5 393,000, of which \$10,000,000 shall be for construction  
6 and shall remain available until expended: *Provided*, That  
7 if requested by the University, such construction shall be  
8 supervised by the General Services Administration.

9 ASSISTANT SECRETARY FOR HUMAN DEVELOPMENT  
10 SERVICES

11 GRANTS TO STATES FOR SOCIAL AND CHILD WELFARE  
12 SERVICES

13 For carrying out activities authorized by sections 420  
14 and 2001 of the Social Security Act, \$2,578,052,000, of  
15 which \$56,500,000 shall be for child welfare services au-  
16 thorized by section 420.

17 For making, after June 30 of the current fiscal year,  
18 payments to States authorized by section 2001 of the Social  
19 Security Act, for the last three months of the current fiscal  
20 year, and for making after July 31 of the current fiscal year,  
21 payments for the first quarter of the succeeding fiscal year;  
22 such sums as may be necessary, the obligations incurred and  
23 the expenditures made thereunder to be charged to the sub-  
24 sequent appropriations therefor for the current or succeeding  
25 fiscal year.



1       Such amounts as may be necessary from this appropria-  
2       tion shall be available for grants to States for any period in  
3       the prior fiscal year subsequent to June 30 of that year.

4                               WORK INCENTIVES

5       For carrying out a work incentives program, as author-  
6       ized by part C of title IV of the Social Security Act, includ-  
7       ing registration of individuals for such program, and for  
8       related child care and other supportive services, as authorized  
9       by section 402 (a) (19) (G) of the Act, including transfer to  
10      the Secretary of Labor, as authorized by section 431 of the  
11      Act, \$385,000,000, which shall be the maximum amount  
12      available for transfer to the Secretary of Labor and to which  
13      the States may become entitled pursuant to section 403 (d)  
14      of such Act, for these purposes.

15      RESEARCH AND TRAINING ACTIVITIES (SPECIAL FOREIGN  
16                               CURRENCY PROGRAM)

17      For payment in foreign currencies which the Treasury  
18      Department determines to be excess to the normal require-  
19      ments of the United States, for necessary expenses of the  
20      Office of Human Development Services and the Social Secu-  
21      rity Administration as authorized by law, \$3,000,000, to  
22      remain available until expended: *Provided*, That this appro-  
23      priation shall be available, in addition to other appropriations  
24      to such office and administration for payments in the fore-  
25      going currencies.

## 1 DEPARTMENTAL MANAGEMENT

## 2 OFFICE FOR CIVIL RIGHTS

3 For expenses necessary for the Office for Civil Rights  
4 \$72,156,000, together with not to exceed \$1,200,000, to be  
5 transferred and expended as authorized by section 201 (g)  
6 (1) of the Social Security Act from any one or all of the  
7 trust funds referred to therein.

## 8 OFFICE OF INSPECTOR GENERAL

9 For expenses necessary for the Office of the Inspector  
10 General, \$35,606,000, together with not to exceed \$4,705,-  
11 000, to be transferred and expended as authorized by sec-  
12 tion 201 (g) (1) of the Social Security Act from any one  
13 or all of the trust funds referred to therein.

## 14 GENERAL DEPARTMENTAL MANAGEMENT

15 For expenses not otherwise provided, necessary for gen-  
16 eral departmental management, including hire of six medium  
17 sedans, \$128,813,000, together with not to exceed \$6,890,-  
18 000, to be transferred and expended as authorized by section  
19 201 (g) (1) of the Social Security Act from any one or all  
20 of the trust funds referred to therein.

## 21 POLICY RESEARCH

22 For carrying out, to the extent not otherwise provided,  
23 research studies under section 1110 of the Social Security  
24 Act, \$25,000,000.

## GENERAL PROVISIONS

1  
2 SEC. 201. None of the funds appropriated by this title  
3 for grants-in-aid of State agencies to cover, in whole or in  
4 part, the cost of operation of said agencies, including the  
5 salaries and expenses of officers and employees of said agen-  
6 cies, shall be withheld from the said agencies of any State  
7 which have established by legislative enactment and have  
8 in operation a merit system and classification and com-  
9 pensation plan covering the selection, tenure in office, and  
10 compensation of their employees, because of any disap-  
11 proval of their personnel or the manner of their selection  
12 by the agencies of the said States, or the rates of pay of  
13 said officers or employees.

14 SEC. 202. Funds appropriated in this Act to the Amer-  
15 ican Printing House for the Blind, Howard University, the  
16 National Technical Institute for the Deaf, and Gallaudet  
17 College shall be awarded to these institutions in the form  
18 of lump-sum grants and expenditures made therefrom shall  
19 be subject to audit by the Secretary of Health, Education,  
20 and Welfare.

21 SEC. 203. None of the funds provided herein shall be  
22 used to pay any recipient of a grant for the conduct of a  
23 research project an amount equal to as much as the entire  
24 cost of such project.

1        SEC. 204. None of the funds contained in this title shall  
2 be available for additional permanent positions in the Wash-  
3 ington area if the total authorized positions in the Washing-  
4 ton area is allowed to exceed the proportion existing at the  
5 close of fiscal year 1966.

6        SEC. 205. Appropriations in this Act for the Health  
7 Services Administration, the National Institutes of Health,  
8 the Center for Disease Control, the Alcohol, Drug Abuse,  
9 and Mental Health Administration, and Health Resources  
10 Administration and Departmental Management shall be avail-  
11 able for expenses for active commissioned officers in the Pub-  
12 lic Health Service Reserve Corps and for not to exceed two  
13 thousand eight hundred commissioned officers in the Regular  
14 Corps; expenses incident to the dissemination of health in-  
15 formation in foreign countries through exhibits and other  
16 appropriate means; advances of funds for compensation,  
17 travel, and subsistence expenses (or per diem in lieu there-  
18 of) for persons coming from abroad to participate in health  
19 or scientific activities of the Department pursuant to law;  
20 expenses of primary and secondary schooling of dependents  
21 in foreign countries, of Public Health Service commissioned  
22 officers stationed in foreign countries, at costs for any given  
23 area not in excess of those of the Department of Defense for  
24 the same area, when it is determined by the Secretary that  
25 the schools available in the locality are unable to provide



1 adequately for the education of such dependents, and for the  
2 transportation of such dependents between such schools and  
3 their places of residence when the schools are not accessible  
4 to such dependents by regular means of transportation; rental  
5 or lease of living quarters (for periods not exceeding 5  
6 years), and provision of heat, fuel, and light and mainte-  
7 nance, improvement, and repair of such quarters, and ad-  
8 vance payments therefor, for civilian officers, and employees  
9 of the Public Health Service who are United States citizens  
10 and who have a permanent station in a foreign country,  
11 purchase, erection, and maintenance of temporary or portable  
12 structures; and for the payment of compensation to con-  
13 sultants or individual scientists appointed for limited periods  
14 of time pursuant to section 207 (f) or section 207 (g) of the  
15 Public Health Service Act, at rates established by the As-  
16 sistant Secretary for Health, or the Secretary where such  
17 action is required by statute, not to exceed the per diem rate  
18 equivalent to the rate for GS-18; not to exceed \$9,500 for  
19 official reception and representation expenses related to any  
20 health agency of the Department when specifically approved  
21 by the Assistant Secretary for Health.

22       SEC. 206. No part of the funds contained in this title  
23 may be used to force any school or school district which is  
24 desegregated as that term is defined in title IV of the Civil  
25 Rights Act of 1964, Public Law 88-352, to take any action

1 to force the busing of students; to force on account of race,  
2 creed or color the abolishment of any school so desegregated;  
3 or to force the transfer or assignment of any student attend-  
4 ing any elementary or secondary school so desegregated to  
5 or from a particular school over the protest of his or her  
6 parents or parent.

7 SEC. 207. (a) No part of the funds contained in this  
8 title shall be used to force any school or school district which  
9 is desegregated as that term is defined in title IV of the Civil  
10 Rights Act of 1964, Public Law 88-352, to take any ac-  
11 tion to force the busing of students; to require the abolish-  
12 ment of any school so desegregated; or to force on account  
13 of race, creed, or color the transfer of students to or from  
14 a particular school so desegregated as a condition prece-  
15 dent to obtaining Federal funds otherwise available to any  
16 State, school district or school.

17 (b) No funds appropriated in this Act may be used for  
18 the transportation of students or teachers (or for the pur-  
19 chase of equipment for such transportation) in order to  
20 overcome racial imbalance in any school or school system,  
21 or for the transportation of students or teachers (or for the  
22 purchase of equipment for such transportation) in order to  
23 carry out a plan of racial desegregation of any school or  
24 school system.

1        SEC. 208. None of the funds contained in this Act shall  
 2 be used to require, directly or indirectly, the transportation  
 3 of any student to a school other than the school which is  
 4 nearest the student's home, except for a student requiring spe-  
 5 cial education, to the school offering such special education,  
 6 in order to comply with title VI of the Civil Rights Act of  
 7 1964. For the purpose of this section an indirect requirement  
 8 of transportation of students includes the transportation of  
 9 students to carry out a plan involving the reorganization of  
 10 the grade structure of schools, the pairing of schools, or the  
 11 clustering of schools, or any combination of grade restructur-  
 12 ing, pairing, or clustering. The prohibition described in this  
 13 section does not include the establishment of magnet schools.

14        SEC. 209. None of the funds provided for in this Act  
 15 shall be used to perform abortions except where the life  
 16 of the mother would be endangered if the fetus were carried  
 17 to term. *Amended in P.L.*

18        SEC. 210. Funds advanced to the National Institutes  
 19 of Health Management Fund from appropriations in this  
 20 Act shall be available for the expenses of sharing medical  
 21 care facilities and resources pursuant to section 328 of  
 22 the Public Health Service Act.

23        This title may be cited as the "Department of Health,  
 24 Education, and Welfare Appropriations Act, 1979."

## 1 TITLE III—RELATED AGENCIES

## 2 FEDERAL MEDIATION AND CONCILIATION SERVICE

## 3 SALARIES AND EXPENSES

4 For expenses necessary for the Federal Mediation and  
5 Conciliation Service to carry out the functions vested in it  
6 by the Labor Management Relations Act, 1947 (29 U.S.C.  
7 171–180, 182), including expenses of the Labor-  
8 Management Panel and boards of inquiry appointed by the  
9 President; hire of passenger motor vehicles; and rental of  
10 conference rooms in the District of Columbia; and for  
11 expenses necessary pursuant to Public Law 93–360 for man-  
12 datory mediation in health care industry negotiation disputes,  
13 and for convening factfinding boards of inquiry appointed  
14 by the Director in the health care industry, \$22,686,000.

## 15 FEDERAL MINE SAFETY AND HEALTH REVIEW

## 16 COMMISSION

## 17 SALARIES AND EXPENSES

18 For expenses necessary for the Federal Mine Safety and  
19 Health Review Commission, \$4,776,000.

## 20 NATIONAL COMMISSION ON LIBRARIES AND

## 21 INFORMATION SCIENCE

## 22 SALARIES AND EXPENSES

23 For necessary expenses of the National Commission on  
24 Libraries and Information Science, established by the Act  
25 of July 20, 1970 (Public Law 91–345), \$648,000.



## 1 NATIONAL LABOR RELATIONS BOARD

## 2 SALARIES AND EXPENSES

3 For expenses necessary for the National Labor Relations  
4 Board to carry out the functions vested in it by the Labor-  
5 Management Relations Act, 1947, as amended (29 U.S.C.  
6 141-167), and other laws, \$100,467,000: *Provided*, That  
7 no part of this appropriation shall be available to organize  
8 or assist in organizing agricultural laborers or used in con-  
9 nection with investigations, hearings, directives, or orders  
10 concerning bargaining units composed of agricultural labor-  
11 ers as referred to in section 2 (3) of the Act of July 5, 1935  
12 (29 U.S.C. 152), and as amended by the Labor-  
13 Management Relations Act, 1947, as amended, and as  
14 defined in section 3 (f) of the Act of June 25, 1938 (29  
15 U.S.C. 203), and including in said definition employees  
16 engaged in the maintenance and operation of ditches, canals,  
17 reservoirs, and waterways when maintained or operated on  
18 a mutual, nonprofit basis and at least 95 per centum of the  
19 water stored or supplied thereby is used for farming purposes.

## 20 NATIONAL MEDIATION BOARD

## 21 SALARIES AND EXPENSES

22 For expenses necessary for carrying out the provisions  
23 of the Railway Labor Act, as amended (45 U.S.C. 151-  
24 188), including emergency boards appointed by the Presi-  
25 dent, \$3,969,000.

## 1 OCCUPATIONAL SAFETY AND HEALTH REVIEW

## 2 COMMISSION

## 3 SALARIES AND EXPENSES

4 For expenses necessary for the Occupational Safety and  
5 Health Review Commission, \$7,658,000.

## 6 RAILROAD RETIREMENT BOARD

## 7 PAYMENTS TO RAILROAD RETIREMENT TRUST FUND

8 For payment to the Railroad Retirement Account, as  
9 provided under sections 15 (b) and 15 (d) of the Railroad  
10 Retirement Act of 1974, \$313,000,000.

## 11 REGIONAL RAIL TRANSPORTATION PROTECTIVE ACCOUNT

12 For payment of benefits under section 509 of the Re-  
13 gional Rail Reorganization Act of 1973, to remain available  
14 until expended, including not to exceed \$75,000 for payment  
15 to the Railroad Retirement Board for administrative ex-  
16 penses, \$25,000,000.

## 17 LIMITATION ON SALARIES AND EXPENSES

18 For expenses necessary for the Railroad Retirement  
19 Board, \$34,317,000, to be derived from the railroad retire-  
20 ment accounts: *Provided*, That \$500,000 of the foregoing  
21 amount shall be apportioned for use pursuant to section 3679  
22 of the Revised Statutes, as amended (31 U.S.C. 665), only  
23 to the extent necessary to process workloads not anticipated  
24 in the budget estimates and after maximum absorption of  
25 the costs of such workloads within the remainder of the fore-

1 going limitation has been achieved: *Provided further*, That  
 2 notwithstanding any other provision in law, no portion of  
 3 this limitation shall be available for payments of standard  
 4 level user charges pursuant to section 210 (j) of the Federal  
 5 Property and Administrative Services Act of 1949, as  
 6 amended (40 U.S.C. 490 (j) ; 45 U.S.C. 228a-r).

#### 7 SOLDIERS' AND AIRMEN'S HOME

#### 8 OPERATION AND MAINTENANCE

9 For maintenance and operation of the United States  
 10 Soldiers' and Airmen's Home, to be paid from the Soldiers'  
 11 and Airmen's Home permanent fund, \$16,939,000: *Pro-*  
 12 *vided*, That this appropriation shall not be available for  
 13 the payment of hospitalization of members of the Home  
 14 in United States Army hospitals at rates in excess of those  
 15 prescribed by the Secretary of the Army upon recommen-  
 16 dation of the Board of Commissioners of the Home and  
 17 the Surgeon General of the Army.

#### 18 TITLE IV—GENERAL PROVISIONS

19 SEC. 401. Appropriations contained in this Act, avail-  
 20 able for salaries and expenses, shall be available for services  
 21 as authorized by 5 U.S.C. 3109 but at rates for individuals  
 22 not to exceed the per diem rate equivalent to the rate for  
 23 GS-18.

24 SEC. 402. Appropriations contained in this Act available  
 25 for salaries and expenses shall be available for uniforms

1 or allowances therefor as authorized by law (5 U.S.C.  
2 5901-5902).

3 SEC. 403. Appropriations contained in this Act avail-  
4 able for salaries and expenses shall be available for expenses  
5 of attendance at meetings which are concerned with the  
6 functions or activities for which the appropriation is made  
7 or which will contribute to improved conduct, supervision,  
8 or management of those functions or activities.

9 SEC. 404. No part of the funds appropriated under this  
10 Act shall be used to provide a loan, guarantee of a loan,  
11 a grant, the salary of or any remuneration whatever to any  
12 individual applying for admission, attending, employed by,  
13 teaching at, or doing research at an institution of higher  
14 education who has engaged in conduct on or after August 1,  
15 1969, which involves the use of (or the assistance to others  
16 in the use of) force or the threat of force or the seizure of  
17 property under the control of an institution of higher educa-  
18 tion, to require or prevent the availability of certain curricula,  
19 or to prevent the faculty, administrative officials, or students  
20 in such institution from engaging in their duties or pursuing  
21 their studies at such institution.

22 SEC. 405. The Secretary of Labor and the Secretary of  
23 Health, Education, and Welfare are authorized to transfer  
24 unexpended balances of prior appropriations to accounts cor-  
25 responding to current appropriations provided in this



1 Act: *Provided*, That such transferred balances are used for  
2 the same purpose, and for the same periods of time, for which  
3 they were originally appropriated.

4 SEC. 406. No part of any appropriation contained in this  
5 Act shall remain available for obligation beyond the current  
6 fiscal year unless expressly so provided herein.

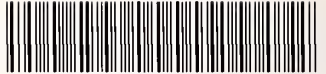
7 SEC. 407. No part of any appropriation contained in this  
8 Act shall be used, other than for normal and recognized  
9 executive-legislative relationships, for publicity or propa-  
10 ganda purposes, for the preparation, distribution, or use of  
11 any kit, pamphlet, booklet, publication, radio, television or  
12 film presentation designed to support or defeat legislation  
13 pending before the Congress, except in presentation to the  
14 Congress itself.

15 SEC. 408. The Secretary of Labor and the Secretary of  
16 Health, Education, and Welfare are each authorized to make  
17 available not to exceed \$7,500 from funds available for sala-  
18 ries and expenses under titles I and II, respectively, for offi-  
19 cial reception and representation expenses; the Director of  
20 the Federal Mediation and Conciliation Service is authorized  
21 to make available for official reception and representation  
22 expenses not to exceed \$2,500 from funds available for  
23 "Salaries and expenses, Federal Mediation and Conciliation  
24 Service".

1        SEC. 409. None of the funds appropriated by this Act  
2 shall be used to pay for any research program or project or  
3 any program, project, or course which is of an experimental  
4 nature, or any other activity involving human participants,  
5 which is determined by the Secretary or a court of competent  
6 jurisdiction to present a danger to the physical, mental, or  
7 emotional well-being of a participant or subject of such pro-  
8 gram, project, or course, without the written, informed con-  
9 sent of each participant or subject, or his parents or legal  
10 guardian, if such participant or subject is under eighteen  
11 years of age. The Secretary shall adopt appropriate regula-  
12 tions respecting this section.

13        This Act may be cited as the "Departments of Labor  
14 and Health, Education, and Welfare Appropriations Act,  
15 1979".

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Union Calendar No. 678

95TH CONGRESS  
2D SESSION

**H. R. 12929**

[Report No. 95-1248]

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# A BILL

Making appropriations for the Departments of Labor, and Health, Education, and Welfare, and related agencies, for the fiscal year ending September 30, 1979, and for other purposes.

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By Mr. Flood

JUNE 1, 1978

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed